IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CRIMINAL APPELLATE JURISDICTION

CRIMINAL APPLICATION NO. 6034 OF 2005
IN
CRIMINAL APPEAL NO. 849 OF 2005

Maruti Bhauso Jadhav & Ors ...Applicants

Versus

The State of Maharashtra ...Respondent

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Mr. Shirish Gupte, Senior Advocate with Mr. Shekhar Ingawale, Advocate for Applicants

Mr. Indrajit Joshi, Adv. for original complainant.

Mr. S.R. Shinde, A.P.P. for State.

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CORAM: SMT. V.K. TAHILRAMANI, J.

DATED: 21ST OCTOBER, 2005

P. C.:-

1. Heard the learned counsel for the applicants, the learned advocate for the complainant and the learned A.P.P. for the State.

2. The applicants are seeking bail. The applicants have been mainly convicted under Section 307 and 327 r.w. 149 of I.P.C. The maximum sentence imposed on the applicants is of seven years.

3. The learned counsel for the applicants states

that at present he is not pressing this application as far as the applicant Nos. 1 Maruti Bhauso Jadhav, 2. Arun Maruti Jadhav and 15 Maloji Baburao Jadhav are concerned and he seeks liberty to file fresh application annexing evidence of relevant witnesses. Liberty as prayed for is granted. Thus, this application is being considered only in respect of applicant Nos. 3 to 14 and 16 to 28.

4. As far as the applicant Nos. 3 to 13 and 16 to 28 are concerned, only role attributed to them is that they had pelted stones. None of the witnesses have stated that the stones pelted by any of these applicants caused injury to any one. As far as the applicant No.14 Ashok Pawar is concerned, none of the witnesses have stated that he had assaulted any one. Besides the present case, the applicants have clean record. In this view of the matter, I am inclined to grant bail to applicant Nos. 3 to 14 and 16 to 28.

5. Each of the applicant i.e. applicant Nos. 3 to 14 and 16 to 28 to be released on bail in the sum of Rs.15,000/- with one or two sureties to make up the said amount. During the pendency of appeal the said applicants shall report on first Sunday of every month to Radhanagri Police Station, Kolhapur.

6. Application is disposed of.

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